Fee Paid	**CITY OF RUSHFORD** **APPLICATION FOR VARIANCE FROM** **PROVISIONS OF ZONING ORDINANCE**	Date Filed At City Hall

NAME OF APPLICANT: _____

ADDRESS of APPLICANT: _____

PROPERTY AT_____ LOT # _____ BLOCK _____ ADDITION _____ Current Zoning ____

This APPLICATION FOR VARIANCE shall be filed with the Zoning Administrator, who shall refer all applications to the Board of Appeals and Adjustments. The Board of Appeals and Adjustments shall review the application and recommend such conditions so as to adjust the hardship or deny the request within 60 days of receipt of the referral. The City Council shall review the Board of Appeals and Adjustments recommendations and the APPLICATION FOR VARIANCE at the next regular scheduled meeting of the City Council. The City Council may take up to 60 days to render a decision on the APPLICATION FOR VARIANCE.

REASON FOR REQUESTING: VARIANCE OR CONDITONAL USE PERMIT OR REZONING (indicate request)

(A) Variances may be granted when it is established that there are practical difficulties in complying with the zoning ordinance.
(B) Variances may be granted when the variance is consistent with the comprehensive plan.
(C) Variances shall only be permitted when they are in harmony with the general purposes and intent of the ordinance.
(D) The property owner proposes to use the property in a reasonable manner not permitted by the zoning ordinance.
(E) The plight of the landowner is due to circumstances unique to the property not created by the landowner.
(F) The variance will not alter the essential character of the locality.

1. I am requesting a variance to: _____

_____

_____

2. Statement showing practical difficulties or reason listed above for requesting a variance: _____

_____

_____

3. STRUCTURE:
Type of Building and Type of Construction? (✓Check all that apply.)

Single Family Dwelling: _____ Multi Family Dwelling: _____ Number of Units? _____
Accessory Building: _____ Commercial Building: _____ Industrial: _____
MFG Home: _____ Other: _____

All New: ____ Addition: ____ Remodel: ____ Demolition: ____ Move: ____
Re-shingle: ____ Deck: ____ Garage: ____
Other (Describe): _____

4. Attach one plot plan to scale showing present and proposed improvements.

CERTIFICATE

I certify that I am the applicant named herein; that I have familiarized myself with the rules and regulations with respect to preparing and filing this application, that the foregoing statements and answers herein contained and the information on the attached maps or plot plans and any other papers submitted herewith are in all respects true and accurate to the best of my knowledge and behalf.

SIGNATURE _____ DATE: _____ PHONE: _____

THIS SIDE OF THE APPLICATION TO BE COMPLETED BY CITY OFFICIALS

1. Current Zoning of Property? _____

Zoning Requirements	ALLOWABLE	PROPOSED	APPROVED
Front Yard Setback			
Side Yard Setback			
Back Yard Setback			
Area			
Height			
Other			

2. FINDING OF FACT: In considering all requests and taking subsequent action, the Board of Appeals and Adjustments and The Rushford City Council shall make a finding of fact:

   A. The variance is in harmony with the purpose and intent of the ordinance yes____ no____
   B. The variance is consistent with the comprehensive plan. yes____ no____
   C. The variance puts property to use in a reasonable manner. yes____ no____
   D. There are unique circumstances not created by the landowner. yes____ no____
   E. The variance will not alter the essential character of the locality. yes____ no____

3. STAFF COMMENTS: _____

4. BOARD OF APPEALS AND ADJUSTMENTS ACTION : APPROVE: _____ DENY: _____

   Signature _____ Date_____

5. CONDITIONS TO APPROVED VARIANCE / CONDITIONAL USE PERMIT / REZONE
   (Conditions may be imposed on granting of variances if those conditions are directly related to and bear a rough proportionality to the impact created by the variance.)

6. REASONS FOR DENIAL OF VARIANCE / CONDITIONAL USE PERMIT / REZONE

7. CITY COUNCIL ACTION : APPROVE: _____DENY: _____ DATE: _____

ACCEPTANCE OF CONDITIONS OF VARIANCE

I understand and agree to abide by the conditions as set forth by the granting of this variance and also understand that failure to comply with the conditions of the variance constitutes failure to comply with the Zoning Ordinance which will result in the following: halting of construction, order to take corrective action, being charged with a misdemeanor offense, subject to fines and reimbursement of prosecution costs.

_____ Date _____
To be signed by the applicant after City Council Action